IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.SASIDHARAN NAMBIAR

FRIDAY, THE 13TH APRIL 2007 / 23RD CHAITHRA 1929

RSA.No. 377 of 2003()

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AS.2/2000 of Dist.COURT,KOZHIKODE
OS.361/1998 of II ADDL.SUB COURT,KOZHIKODE

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APPELLANT/RESPONDENT: DEFENDANT:

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C.GANESAN, S/O. CHEROTH VASU,
CHEROTH HOUSE, CHERUVANNOOR AMSOM AND DESOM,
KOZHIKODE TALUK.

BY ADV. SRI.M.C.SEN
SRI.M.P.SREEKRISHNAN
SMT.SHAHNA KARTHIKEYAN

RESPONDENTS: APPELLANT: PLAINTIFF:

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K.R.VENKITESWARA IYER,
S/O. RAMACHANDRA IYER, KASABA AMSOM AND
KARIAKUNNU DESOM, KOZHIKODE TALUK.

BY ADV. SRI.BIJU ABRAHAM
SRI.B.G.BHASKAR

THIS REGULAR SECOND APPEAL HAVING BEEN FINALLY HEARD ON 13/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M.SASIDHARAN NAMBIAR, J.

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R.S.A.No. 377 OF 2003

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DATED THIS THE 13th DAY OF APRIL, 2007

**JUDGMENT**

The appeal is filed challenging the decree passed by the first appellate court in A.S.2 of 2000. Appellant is defendant and respondents, the plaintiffs. Both the appellant and respondents jointly filed a statement stating that the matter has been settled between the parties out of court and respondents plaintiffs has already received the entire amount due to them and no further amount is due from the appellant and therefore the appeal be disposed of recording the settlement. The joint statement is signed by the appellant, respondents and both their counsel. In view of the settlement, appeal is disposed of recording that respondent is not entitled to any amount from the appellant as sought for in O.S.361 of 1998. Refund half the court fee payable.

M.SASIDHARAN NAMBIAR, JUDGE

lgk/-